

## Message Text

LIMITED OFFICIAL USE

PAGE 01 SANTIAGO 04636 021753Z

42

ACTION INSE-00

INFO OCT-01 ARA-06 ISO-00 VO-03 SCA-01 DHA-02 ORM-01 IO-10

CU-02 SP-02 L-03 CIAE-00 INR-07 NSAE-00 FBIE-00 /038 W

----- 030779

P R 021630Z JUL 75

FM AMEMBASSY SANTIAGO

TO SECSTATE WASHDC PRIORITY 3799

INFO AMEMBASSY LIMA

LIMITED OFFICIAL USE SANTIAGO 4636

PASS INS/CO

E.O. 11652: N/A

TAGS: SREF CI

SUBJECT: PAROLE OF CHILEAN DETAINEES

REF: A. STATE 145640; B. STATE 137514

1. SUMMARY: GUIDANCE AND CONCURRENCE ARE REQUESTED IN PROCESSING CHILEAN PAROLEES WITH REGARD TO PRIORITIES, DEFINITION OF DETAINEE, REFUSALS BY POST, AND PROCESSING CASES RECEIVED. END SUMMARY.

2. PRIORITIES: PARA 3 OF REFTTEL A STATES THAT PRIORITY WILL BE GIVEN DETAINEES IN ORDER OF: HUMANITARIAN NEED; FAMILY CONNECTIONS IN U.S.; THOSE IN WHOM U.S. ORGANIZATIONS, EDUCATIONAL INSTITUTIONS OR FRIENDS HAVE SHOWN AN INTEREST; AND THOSE WHO HAVE EXPRESSED A PREFERENCE FOR RESETTLEMENT IN U.S. EMBASSY HAS RECEIVED IN THE PAST AND IS STILL RECEIVING COMMUNICATIONS FROM FRIENDS, RELATIVES AND OTHERS REQUESTING THE EMBASSY'S ASSISTANCE IN OBTAINING THE RELEASE OF CERTAIN DETAINEES. EMBASSY HAS NOT MADE ANY REPRESENTATION TO THE GOC IN RESPONSE TO THESE REQUESTS OTHER THAN REQUESTING INFORMATION ON THE WHEREABOUTS OF THE PERSON. THESE COMMUNICATIONS MAY NOW BE OF ASSISTANCE IN IMPLEMENTING THE PRIORITIES AND THERE APPEAR TO BE THREE POSSIBILITIES AS TO HOW THEY MAY

LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 SANTIAGO 04636 021753Z

BE UTILIZED: (1) AS NAMES ARE SUBMITTED TO EMBASSY FROM ICEM,

THEY COULD BE CHECKED AGAINST INQUIRIES RECEIVED AND APPROPRIATE CASES GIVEN PREFERENCE IN OUR PROCESSING; (2) A LIST OF THE DETAINEES FOR WHOM PRIORITY CONSIDERATION SHOULD BE GIVEN COULD BE SUPPLIED TO ICEM FOR THEIR IN-HOUSE PROCESSING ONCE THE RELEASE DECREES HAD BEEN FURNISHED BY THE GOVT. TO ICEM: OR (3) THE NAMES AND/OR LETTERS COULD BE GIVEN TO ICEM, WHICH WOULD THEN URGE THE GOC TO ISSUE AND EXPEDITE THEIR RELEASE DECREES EVEN THOUGH THE APPROVAL OF THE U.S. PAROLE COULD NOT BE ASSURED. EMBASSY FAVORS THE OPTIONS IN THE ORDER GIVEN AND REQUESTS GUIDANCE FROM DEPARTMENT.

3. DEFINITION OF DETAINEE: ASIDE FROM THE CHILEANS BEING HELD IN PRISONS, MANY OF THOSE DETAINED WITHOUT CHARGE ARE UNDER "HOUSE ARREST", WITH THEIR FREEDOM OF MOVEMENT AND THE FREQUENCY OF THEIR REPORTING TO THE AUTHORITIES GOVERNED APPARENTLY BY THE SERIOUSNESS OF THE REASONS FOR DETENTION. OTHERS WHO HAVE BEEN CONVICTED HAVE BEEN GIVEN WHAT MIGHT BE TERMED "INTERNAL EXILE" (RELEGACION) INSTEAD OF PRISON SENTENCES. THEY ARE ORDERED TO PLACES (GENERALLY SMALL TOWNS OR VILLAGES) FAR REMOVED FROM THEIR FRIENDS, BUSINESSES OR WORK, AND IN AT LEAST ONE KNOWN CASE, FROM THEIR IMMEDIATE FAMILY. THEY ARE FREE TO WALK THE STREETS BUT NOT PERMITTED TO LEAVE THEIR AREA OF EXILE. ADVICE IS REQUESTED AS TO WHETHER THESE PERSONS SHOULD BE CONSIDERED DETAINEES FOR PAROLE PURPOSES. ALTHOUGH WE HAVE NO STATISTICAL DATA, WE BELIEVE THERE MAY BE AS MANY AS 3000 PERSONS IN COMBINED CATEGORIES OF HOUSE ARREST AND INTERNAL EXILE.

4. REFUSALS BY POST: REFTEL B STATES THAT PAROLE WOULD NOT BE GRANTED UNLESS THE DETAINEE IS ELIGIBLE IN ALL RESPECTS EXCEPT FOR SECTIONS 212(A)(14) AND (15); THAT THE CONSULAR OFFICER MAY REFUSE AN APPLICATION WITHOUT REFERENCE TO DEPT. UNDER SECTION 212(A)(28) BUT THAT A REPORT OF REFUSAL MUST BE SUBMITTED TO DEPT; AND THAT 212(A)(27) AND (29) CASES ARE TO BE SUBMITTED FOR ADVISORY OPINION. BY WORDING OF REFTEL, EMBASSY ASSUMES THAT APPLICATIONS OF DETAINEES MAY BE REFUSED UNDER ANY OTHER GROUNDS OF INELIGIBILITY, I.E. MEDICAL, CRIMINAL (FOR ACTS NOT CONSIDERED POLITICAL OFFENSE), ETC. WITHOUT SUBMITTING CASE TO DEPT FOR CONSIDERATION AND WITHOUT SUBMITTING A REPORT ON EACH CASE REFUSED ON THOSE LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 SANTIAGO 04636 021753Z

GROUND. EMBASSY WILL PROCEED ON THIS ASSUMPTION UNLESS ADVISED OTHERWISE.

5. PROCESSING CASES RECEIVED: ICEM INDICATES THAT SINCE THEY UNABLE TO SUBMIT NAMES UNTIL GOC HAS GIVEN INDIVIDUAL PERMISSION TO DETAINEES FOR THEIR RELEASE AND EXILE (BY MEANS OF MINISTERIAL DECREES), THE NUMBER OF NAMES SUBMITTED TO EMBASSY WILL BE LIMITED UNTIL THOSE ELECTING TO GO TO U.S.

ARE LOCATED AND THEIR REQUESTS FOR RELEASE ARE SUBMITTED  
AND APPROVED. MOST OF THOSE DETAINEES WHO ALREADY HAVE  
BEEN CITED IN DECREES PLAN TO TRAVEL ELSEWHERE; MANY  
MAY BE INELIGIBLE UNDER 212(A)(27)(28), OR DO  
NOT DESIRE TO GO TO U.S. ICEM HAD LOCATED SIXTEEN DETAINEES  
BY JUNE 30 WITH DECREES WHO DESIRE PAROLE TO U.S. ICEM  
STATES THAT 120 DETAINEES CONVICTED WERE APPROVED FOR  
EXILE DURING LAST TWO WEEKS BY COMMUTATION COMMITTEE BUT  
DECREES YET TO BE SIGNED BY PRESIDENT. NUMBER WHO WILL  
ELECT U.S. FOR EXILE IS AS YET UNKNOWN. AS SUBMISSION OF  
CASES TO EMBASSY BY ICEM WILL BE SLOWER THAN ANTICIPATED,  
NO ACTION WILL BE TAKEN ON THEM PENDING ARRIVAL TDY OFFICER  
FOR INTERVIEWS AND PROCESSING. WE BELIEVE ICEM ESTIMATE  
OF SUBMISSION TO EMBASSY OF ABOUT 30 NAMES OF DETAINEES,  
PLUS FAMILIES, BY JULY 11 REMAINS REALISTIC. WE UNDERSTAND  
DEPARTMENT WILL COMPLY WITH OUR REQUEST (SANTIAGO 4559)  
THAT FIRST ELEMENT TDY CONTINGENT ARRIVE SANTIAGO  
O/A JULY 14.  
POPPER

LIMITED OFFICIAL USE

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** PAROLE, REFUGEE RESETTLEMENT, POLITICAL PRISONERS, PROGRAMS (PROJECTS)  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 02 JUL 1975  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** MorefiRH  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1975SANTIA04636  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D750229-0704  
**From:** SANTIAGO  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1975/newtext/t19750791/aaaaddpy.tel  
**Line Count:** 134  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ACTION INSE  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 3  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 75 STATE 145640, 75 STATE 137514  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** MorefiRH  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 11 JUN 2003  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** WITHDRAWN <10 Jun 2003 by MorefiRH, INA>; RELEASED <11 JUN 2003 by MorefiRH>; APPROVED <11 JUN 2003 by MorefiRH>  
**Review Markings:**

Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
06 JUL 2006

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** PAROLE OF CHILEAN DETAINEES  
**TAGS:** SREF, CVIS, CI, US  
**To:** STATE  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006